

THAW FORCES ACTION IN HIS FIGHT FOR LIBERTY

front of the courthouse, calmly walking about and apparently much interested in the gossip as to whether or not a writ would be applied for today. He was recognized by several persons who had seen him last night when he and his still mysterious companion were discovered with Thaw, and at the direction of David Reynolds, Travelling Inspector of the Immigration Bureau of the Department of the Interior, Constable Moore went up to Thompson and arrested him.

At first Thompson denied his identity, declaring indignantly that he was an innocent visitor to the town and had nothing to do with Thaw. At last, however, as he began apparently to have fears for himself, he confessed that he had driven the car in which Thaw escaped and offered in pleading excuse the fact that he was "only a poor chauffeur who had to obey orders."

Thompson had been traced from here to Ben Cadieux's Hotel in St. Edward's, thirty-five miles away, and officials had gone in search of him last night. They learned that after spending the night there he had returned to Sherbrooke and they followed. They were on his trail when he was recognized and arrested. Judge Malone held him in \$500 for a hearing Friday, and as he could not provide bond he was taken to the county jail, where Thaw is lodged. The penalty for the crime of which he is accused is a fine of \$50 to \$500 or three months in jail.

Thaw is comfortably situated in the county jail and he probably would be content to remain there seven days, if by so doing he can gain time necessary to arrange his case or perhaps to bring other attorneys into it.

THAW MILLIONS ENLISTED IN FIGHT.

The Thaw millions are already at work in Sherbrooke. Three lawyers have already been retained by Thaw, alienists have been consulted and more money is on the way. Thaw realizes that he is up against a serious proposition in fighting the Canadian law and that his dearly bought freedom is threatened. This is the last stand and he and his family are prepared to go to the limit of their fortunes.

George Lauder Carnegie has come to his brother-in-law's assistance. By telegraph he retained Charles D. White, King's Counselor, a leading lawyer of this place, to assist W. L. Shurtleff, King's Counselor, and Col. Fraser of Montreal, whom Thaw already had retained. Carnegie is on his way here with his wife, Thaw's sister Marguerite.

Thaw has tickets for Detroit and if his lawyers can obtain his release long enough for him to reach a train he will be on his way to the Michigan city. Even Thaw has little hope of this. The presence of Mr. White in the case is taken to indicate that the fight will be made against deportation by the immigration officials. Thaw is almost sure to be released and then taken in charge by the immigration officials, and Mr. White is recognized as a master of every phase of the law on deportation.

"I am sure I will be freed," said Thaw while awaiting a call to court. "I cannot be extradited or deported, for I have committed no crime and am not an undesirable. I was trying to get to Detroit and have a ticket to show that. I shall go to Detroit when I am free."

"I think that Dr. Shurtleff, my attorney, will be given all the time he asks for to make my fight. I am satisfied with my counsel, Dr. Shurtleff and Col. Fraser. They understand my case thoroughly and also understand the extradition and immigration laws. I do not need any New York lawyers. I have had enough of them."

"This arrest is an outrage and I think I am right in resenting it. These officials who have been instrumental in detaining me probably will find themselves in a mess before I am through with them."

THREATENS SUITS AGAINST OFFICIALS.

"They may become involved in actions for damages and I certainly will do all I can to get them into jail. They have exceeded all authority in their attempt to hold me."

"I have communicated several times with my mother and with my sister, Mrs. Carnegie, since I was arrested, but what I said to them is nobody's business."

The Canadian police, the Canadian immigration authorities, the New York State officials and friends, relatives and counsel for Thaw were arrayed for a legal battle royal, the like of which Canada possibly never saw before.

Gov. Laforce, in charge of the jail where Thaw has been confined since yesterday, said that he had not seen Thaw's ticket to Detroit and knew nothing about it further than Thaw's boast that it would set him free.

Sheriff Hornbeck of Dutchess County, N. Y., reached here this afternoon armed with the warrant issued at Poughkeepsie charging Thaw with conspiring with Keeper Barnum and the five men in the autos to obtain Thaw's release. The Sheriff said he would bide his time until the Superior Court had taken action.

District Attorney Conger of Dutchess County accompanied the Sheriff. He said he was inclined to believe that the attempt to hold Thaw merely as a fugitive was a mistake and that the immigration authorities should take charge of the case as soon as possible.

New Hampshire Would Send Thaw to New York

ROCHESTER, N. H., Aug. 20.—New Hampshire does not want Harry Thaw within its boundaries. In the event that he re-enters this State through deportation proceedings in Canada and legal jurisdiction can be found for the act, he will be surrendered to the New York authorities.

This declaration was made today by Gov. Samuel D. Felker. Attorney-General James P. Tuttle, in support of this attitude, said that the matter of extradition was wholly in the control of the Governor.

Gov. Felker said today that he believed in law and order and held the opinion that Thaw could be extradited on the charge of conspiracy that has been made by the authorities of the Matteawan insane asylum, which is based on the fugitive's plot to escape.

The Governor was not quite sure of the law, as he has not had opportunity to examine it closely, but he made it plain that there would be no quibbling.

In a formal statement after a general discussion of the possibility that Thaw would be returned to this State as the nearest point in the United States to his place of detention at Sherbrooke, Quebec, and also because he crossed the line from New Hampshire, the Governor said:

"We favor law and order and the return of prisoners. In the event that Harry Thaw is deported from Canada into New Hampshire he will be turned over to the proper authorities. I have not had an opportunity to look the matter up, but it is my opinion that he can be extradited on the conspiracy charge which, I understand, has been made against him. Certainly, we don't want him here."

"If Thaw is brought into this State and the New York authorities present papers in proper form to permit extradition, Thaw will be given into their charge."

The Governor was at his home here today and Attorney-General Tuttle is in Manchester, where he lives, but it is understood they have been in communication regarding the Thaw case. In a statement received here today Mr. Tuttle said:

"Extradition, in the first instance, is wholly a matter for the Chief Executive to deal with. If our Governor had occasion to ask my advice I should endeavor to make a careful investigation of the law and advise him of the results."

Thaw Calm in Jail Before Court Battle

(Special From Staff Correspondent.)

SHERBROOKE, Quebec, Aug. 20.—Harry Thaw was in as genial mood as if he were in a Broadway lobster palace when he awoke in the jail here this morning.

"A fine morning, Governor," he exclaimed when the prison governor asked him to say why he had not risen at 6 o'clock. It was an hour later when Thaw arose.

"Did you sleep well?" inquired the governor.

"Never better," responded Thaw, positively. "You took very good care of me."

Thaw had fared better than the average prisoner. The County Jail is

Jail in Which Thaw Is Held Prisoner in Canada; Sheriff Kelsea, Who Arrested Him on the Train



full and Prison Governor Laforce put Thaw in a large room on the second floor, which usually is occupied as a hospital ward.

There are four beds in the room, but Thaw occupied it alone. He retired about midnight after devoting some time to scrubbing away the stains of travel. His linen, his shoes and his clothing were spotted with mud and ingrained with grime. He threw them aside and inquired if he might purchase new apparel. The request was granted, and this morning Thaw arrayed himself in a new outfit. He seemed to feel much better at the change.

In his room was a box of candy, at which Thaw nibbled now and then. It was the gift of a sentimental girl, who hurried to the jail with it yesterday as soon as she learned Thaw was there.

Thaw's breakfast was sent from the Magog House, a short distance from the jail, and when he had finished it he composed himself to await the arrival of his counsel, both of whom had left town last night.

By order of Sheriff Aymer no one was allowed to see Thaw, and Gov. Laforce, under orders, declined to send in to Thaw the cards of newspaper men who had known him at the time of his two trials or at his more recent attempts to be freed from Matteawan. In consequence no one who knows Thaw personally has yet seen the prisoner.

Three physicians have examined Thaw since he was confined here. Two were sent by Prosecutor Nicol. They saw Thaw yesterday afternoon and pronounced his condition excellent, except for slight excitement, probably natural under the circumstances. At nightfall Thaw asked if a physician were near at hand and Gov. Laforce sent Dr. Ostend, the jail physician, to him. The doctor would not say what Thaw wanted, but he did say that the prisoner was in good condition.

Thaw persistently refuses to discuss his movements since his escape. As to the identity of the men with him when arrested, his lips are sealed. It was learned today that they described themselves when released as "Frank Briggs" and "Dr. Siss." They had met Thaw by chance, they said.

AUTHOR LEWIS SAYS HE KNOWS NOTHING OF THAW ESCAPE PLOT.

Alfred Henry Lewis, the writer, whose interest in the case of Harry Thaw and friendship for Richard J. Butler make his views on Thaw's escape interesting, was seen today by an Evening World reporter. Mr. Lewis was lunching at Shanley's restaurant, where Butler has spent much of his time.

"All I know about the escape of Thaw," said Mr. Lewis, "is what I have read in the newspapers. I have just returned from Zanesville, Ohio, where I spent a month."

"I haven't seen anything of Thaw since he was a witness before the Grand Jury in the Anhalt matter. My interest in him ended when I called to see him at the asylum at the request of his counsel, former Gov. Stone of Pennsylvania. This only person I know connected with Thaw's defense in any way are Gov. Stone and Roger O'Mara of Pittsburgh."

"It must have taken a lot of money to finance the escape," Mr. Lewis continued, "and, of course, the money must have come from Pennsylvania. I am surprised to see a man like Dick Butler mixed up in the affair. I know Butler well. Everybody knows him and he knows everybody and is a great gossip."

"I have been with Butler a lot and have always thought a lot of him. Lately, I believe, he has been trying to get a position as Port Warden from Gov. Sulzer. It has been four or five weeks since I saw Butler—in fact, I haven't seen him since he went out to Vancouver, B. C., to attend the trial of a bank burglar, I believe."

"I don't know Mrs. Thaw or anybody else connected with Thaw except as I have stated. And as to who could be behind the escape I am not in a position to even guess."

ACTORS FOR 'MOVIES' DUPLICATE FLIGHT FROM THE ASYLUM.

BEACON, N. Y., Aug. 20.—Chief of Police John Bouffreau, of Coaticook, Canada, sent a message to Dr. Kitch, superintendent of Matteawan asylum today, claiming the rewards of \$20 and \$50 offered for Thaw's capture. Deputy Sheriff Kelsea wired yesterday, claiming the reward.

A moving picture concern today duplicated the escape, using similar autos.

Deputy Attorney-General Kennedy left Thaw.

ALBANY, Aug. 20.—Deputy Attorney-General Franklin Kennedy left for Sher-

COOL SOLUTION OF THE MYSTERY OF THAW'S ESCAPE

ALBANY, Aug. 20.—Among the telegrams on the desk of acting Gov. Glynn when he reached the Capitol today was the following: "Longmont, Ky., Aug. 18. 'Hon. Martin E. Glynn, Acting Governor, Albany, N. Y.' 'We discovered how Thaw got out of Matteawan. HE THAW'S OUT!' (Signed) 'JIM BRANT.'"

brooke, Canada, this morning to represent the State in an effort to induce the Dominion authorities to return Thaw to this State. Mr. Kennedy plans to join the Dutchess County officials, who left last night, at Sherbrooke and to supplement their request that Thaw be turned over to them by a formal request, made on behalf of the Attorney-General's office for the State, that the fugitive be returned at once to New York territory.

U. S. GOVERNMENT WILL TAKE NO HAND IN DEPORTING THAW.

WASHINGTON, Aug. 20.—If Thaw is deported to New Hampshire it will be to the officials of that State to act. The Federal Government can take no action in the matter, according to the officials here.

The Canadian authorities, it is expected, merely will take Thaw to the border and release him, unless some State officer is on hand to place him under arrest.

OUR CONSUL GENERAL AT OTTAWA ASKS FOR THAW'S DEPORTATION

ALBANY, N. Y., Aug. 20.—Supt. Riley of the State Prison Department today received word from Consul-General Foster at Ottawa that he had requested the Canadian Minister in charge of the Bureau of Immigration to deport Thaw to House's Point, N. Y.

The telegram gave no inkling of the attitude of the Dominion Minister.

An Materializer. (From the Nashville Tennessean.) Diggs—My wife is a wonderful vocalist. Way, I have known her to hold her audience for hours—Diggs—Get out! Diggs—After which she would lay it in the candle and rock it to sleep.

CAPITOL TRUSTEES ASSIGN ROOMS TO ACTING GOVERNOR

Designate Quarters on the Third Floor as the Executive Offices.

ALBANY, Aug. 20.—The Trustees of Public Buildings at a meeting today in the Lieutenant-Governor's office adopted a resolution designating the Assembly parlor and the Assembly Ways and Means Committee room on the third floor of the Capitol as "executive chambers." The quarters are now occupied by the State Department of Efficiency and Economy.

Both Senate and Assembly held ten minute sessions today. A concurrent resolution was adopted to adjourn to Aug. 27 at 3:30 P. M. No other business was attempted, as neither house had a quorum present.

As Gov. Sulzer approached the Capitol steps on his way from the Executive Mansion three young men turned around to stare at him.

"Are you here to assault me?" the Governor is reported to have asked. "Why in the world should we want to assault you?" replied one of the young men. "We are here simply looking around."

The Executive, realizing his mistake, shook hands with the trio and walked quickly up the steps to the Executive Chamber.

The possibility of the Civil Service Commission being called on to transfer the employees of the Executive Department to quarters on the third floor, where they would be accessible to acting Gov. Glynn, was discussed today by the executive staff. Four men in the department have been asked point blank by Valentine H. Taylor, the Governor's legal adviser, to decide whether they will transfer their allegiance to Mr. Glynn or remain with Mr. Sulzer.

COMMITTEE TO DIG FOR MORE SENSATIONS.

The Frawley committee is promising revelations of a sensational character to counteract the sentiment Tammany has fanned to exist in favor of Mr. Sulzer. Next week it promises, if its plans carry, to try to connect the Sulzer direct primary campaign fund with the racing situation in the State. The committee has its counsel and detectives seeking evidence to prove that a prominent turfman who died recently gave Mr. Sulzer a \$5,000 check as a contribution toward his primary campaign. It is a slight token of esteem "from racing men, and that another of New York's leading racing men, also connected with a large railroad interests, contributed a check for \$10,000."

Leader Murphy is understood to have sent word to the Albany situation committee to try to connect immediately by putting Sulzer out and Glynn in. "Bring out the race track bomb as soon as possible" is Tammany's order in its campaign to prevent Mr. Sulzer from further posing as a martyr.

John A. Hennessy, special investigator for Gov. Sulzer, has secured an order from Supreme Court Justice Cochrane of Hudson ordering the Sheriff of Albany County to produce before Commissioner Hennessy as a witness, Matthew T. Horgan, Secretary of the Frawley Legislative Investigating committee and a Deputy Commissioner of Efficiency and Economy.

Mr. Hennessy recently began an investigation of the affairs of the Department of Efficiency and Economy and subpoenaed Mr. Horgan among other department employees. The deputy declined to recognize the subpoena. Jus-

tice Cochrane's order also directs the sheriff to produce Owen Kearney of Cohoes, a former canal superintendent, who was discharged by Duncan W. Peck, State Superintendent of Public Works.

Hennessy now believes he will be able to get a court order to compel the attendance before him of Senator James J. Frawley, Chairman of the Legislative Investigation Committee.

Kearney was taken before Hennessy by the Albany County Sheriff. He refused to answer any questions because counsel had advised him that Hennessy's authority as a Special Commissioner under designation by Gov. Sulzer expired when the Governor was impeached. Mr. Hennessy stated he expected to procure an order to punish Kearney for contempt of court.

It was learned that Horgan was in New York and a deputy sheriff was dispatched to serve Justice Cochrane's order upon him.

Majority Leader Levy announced that the Assembly Judiciary Committee was preparing a subpoena to be served upon James C. Garrison, who is alleged to have made statements "to the discredit of the Assembly" in connection with the adoption of the articles impeaching Gov. Sulzer.

Acting Gov. Glynn today signed requisition papers from Gov. Flieder of New Jersey for the return to that State of Alfonso Visconti, wanted in Essex County on a charge of conspiracy to defraud insurance companies. Papers in the case were signed by Gov. Sulzer, but the New York City authorities, where Visconti is under arrest, declined to honor them.

Mr. Glynn also signed requisition papers from New Jersey calling for the extradition of Perley Hayes Jr., under arrest in Buffalo, to Essex County, where he is wanted to answer a charge of embezzlement and larceny.

Assembly Leader Hinman Up for Re-Election.

ALBANY, Aug. 20.—Harold J. Hinman, Republican leader of the Assembly, was redesignated as a candidate for Assemblyman today by the Republicans of the First Assembly District, Albany County.

"The demoralization of government in the State of New York is so complete that it is appalling," declared Mr. Hinman in accepting the designation. "The maladministration of the high way affairs," he charged, "is concealed by everybody, and now when the Governor is making a start to punish by criminal prosecution those engaged in corruption he is hastily and indecorously impeached."

DISFIGURED, KILLS SELF.

Walter Lost His Job Because His Right Eye Was Injured.

Ernest Smith, forty-three years old, of No. 126 Brooks avenue, the Bronx, committed suicide at noon today by diving off the fire escape on the fourth floor into the courtyard below. He was instantly killed. Smith, who until lately had been a waiter in a Broadway cafe, received an injury to his right eye three months ago and complained several times that the disfigurement caused him to lose his former job and made it impossible for him to get another.

Pushing Panama Fair in Germany. BERLIN, Aug. 20.—Discussion of the German Government's decision, announced Aug. 18, not to participate in the Panama-Pacific Exposition, continues in the newspapers here. Herr Ballin, Chairman of the Board of Directors of the Hamburg-American line, in a statement published today says he will do everything possible to bring the German section of the Exposition at San Francisco into being without the assistance of the German Government.

Proper Consideration. (From the Washington Star.) "We sell American goods in Europe cheaper than at home," said the anxious tariff student.

"Well," replied the man who insists on not being scared, "that merely shows that we are generous enough to make discounts to people who are unjucky and haven't the price."

LEADER IN THE THAW PLOT EASILY SLIPPED THROUGH THE HANDS OF THE POLICE

Butler Got Back to the City Sunday, but Has Not Been Captured, Though Evening World Furnished Clues.

Deputy Police Commissioner Dougherty's detectives have been unable to locate Richard J. Butler, Eugene Duffy, Thomas Flood, Michael O'Keefe and Roger Thompson, the five men who aided Harry K. Thaw to escape from the Matteawan Insane Asylum, although The Evening World printed the names of all the men on Monday and told how the plot was formed.

The Headquarters sleuths did not get busy until yesterday afternoon, and all they have been able to do is follow the trail blazed by Evening World reporters thirty-six hours previously and warn everybody previously interviewed not to talk to reporters. Dougherty's men searched Butler's home, No. 266 West Twenty-seventh street, today, but couldn't find Butler.

It has been pretty well established that not less than \$20,000 was paid by a man representing the Thaw family to bring about Thaw's escape. It is probable that the Thaw bankroll was depleted to the extent of \$25,000, but the money had to go several ways and it is not believed that the five men engaged in the actual rescue got more than \$5,000 or \$10,000, out of which they put up a considerable sum for actual expenses previous to the execution of the plot.

BUTLER CAME TO NEW YORK LAST SUNDAY.

Butler left the Thaw party somewhere up in Connecticut last Sunday afternoon and hurried to New York. It is supposed that he came down to get the final payment of money from the Thaw family. He inspired the plot and represented the Thaws. There is reason to believe that Butler and his family and Eugene Duffy and Michael O'Keefe are close to New York—probably in a restaurant in New Jersey. The two men with Thaw up in Canada answer to the descriptions of Roger Thompson and Thomas Flood, the two chauffeurs.

The Thaw family, which played a part in the escape and followed the big touring car to the Connecticut border, mysteriously reappeared in the International Garage in West Forty-fourth street last Sunday night.

It was not in the garage Saturday night, according to the records. Flood did not bring the car back and the garage statements of cars "in" and "out" do not show who was at the wheel when it was returned. No one has called at the garage for the car since it rolled in, covered with dust and mud, Sunday night.

"Yogee" Duffy, who, with Butler, worked up the details of the escape plot, lives at No. 53 West Forty-second street. He has not been home since last Friday. Duffy is the standard bearer of a club which has rooms over William S. Bisset's saloon at No. 614 Tenth avenue. His brother has a boat landing at the foot of West Eighty-first street, where persons desiring to visit warships, and Duffy himself runs a similar landing in the vicinity of the foot of West Thirty-fourth street.

If Thompson and Flood remain in Sherbrooke to be near Thaw it is likely they will be arrested on complaint of District Attorney Conger and Sheriff Hornbeck of Dutchess County. The District Attorney and Sheriff are armed with warrants charging all five of the men who aided Thaw with conspiracy.

The real names that the conspirators gave their real names at Beacon and practically told all about their pursuits in New York, thus laying themselves open to sure detection, indicates that they considered their mission a safe venture. It would have been an easy matter for them to have concealed their identity. No one in Beacon knew them.

Butler, who is considered fairly wise, not only told people in Beacon who he was but boasted that he had a mania for "getting people out of trouble."

DIED. KIMBLEY—On Sunday, TIMOTHY J. KIMBLEY, beloved husband of Margaret J. O'Connell. Funeral from his late residence, No. 246 Waverly place, on Thursday, Aug. 21, at 9:15 A. M. Mass at St. Joseph's Church, 5th ave. at Washington place, at 10 A. M. Burial and friends are invited to attend.

REAL ESTATE FOR SALE—LONG ISLAND. AT FREEPORT—In Bay View Section, new stone house, 2 rooms, parquet floor, all modern, 100 ft. lot, 100 ft. frontage. \$12,000. AT FREEPORT, a block from the railroad, 60 ft. lot, 100 ft. frontage, 100 ft. lot, 100 ft. frontage. \$12,000. AT FREEPORT, a block from the railroad, 60 ft. lot, 100 ft. frontage, 100 ft. lot, 100 ft. frontage. \$12,000.

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For more information, call or write to: 14 BAKLAW STREET, CORNER WEST BROADWAY, 20 CORTLANDT ST., CORNER CHURCH STREET, PARK ROW and BROADWAY, 400 BROADWAY, CORNER CHURCH STREET.

To Retail Confectioners. The Dutchess County Confectionery Co. 10c.